

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Matthew J. Birdsall, et al.

Appl. No. 09/608,882

Filed: June 30, 2000

For: Profiled Stent and Method of  
Manufacture

Art Unit:3731

Examiner: Not Yet Assigned

Atty. Docket: P105 CON 2

**Revocation of Prior Power of Attorney and Appointment of New Attorneys of Record**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The undersigned, having express authority to represent Medtronic AVE Inc., the assignee of the entire right, title, and interest in the above-captioned application, hereby revokes all powers of attorney heretofore given in the above-captioned application and appoints as its attorneys: Michael J. Jaro Registration No. 34,472 ; Catherine C. Maresh, Registration No. 35,268; and James F. Crittenden, Registration No. 39,560, with full power of substitution, association, and revocation, to prosecute said application and to transact all business in the United States Patent and Trademark Office connected therewith.

The undersigned hereby grants said attorneys the power to insert on this Power of Attorney any further identification that may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office.

Send all correspondence to:

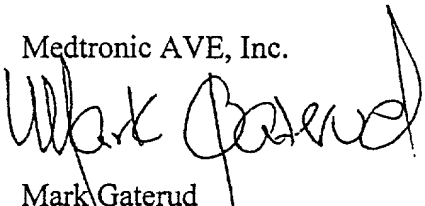
IP LEGAL  
MEDTRONIC AVE, INC.  
3576 Unocal Place  
Santa Rosa, California 95403

Direct telephone calls to Michael J. Jaro at (707) 566-1746.

On behalf of Medtronic AVE, Inc.:

FOR: Medtronic AVE, Inc.

SIGNATURE:

A handwritten signature in dark ink, appearing to read "Mark Gaterud", written over the printed name.

BY: Mark Gaterud

TITLE: Vice-President  
Medtronic AVE, Inc.

## COMBINED DECLARATION AND POWER OF ATTORNEY

As the below named joint inventors, we declare that: our residences, post office addresses and citizenships are stated below next to our names; that we believe we are the original, first and joint inventors of the invention entitled:

### **A PROFILED STENT AND METHOD OF MANUFACTURE**

which is described and claimed in the specification attached hereto; that we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment referred to above; that we do not know and do not believe that the same was ever known or used in the United States of America before our invention thereof or patented or described in any printed publication in any country before our invention thereof, or in public use or on sale in the United States of America more than one year prior to the date of this application, that said invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by ourselves or our legal representative or assigns more than six months prior to this application, that we acknowledge our duty to disclose information of which we are aware which may be material to the examination of this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America by ourselves or our legal representatives or assigns.

We hereby claim benefit under Section 120 of Title 35, of the United States Code, of the following United States application:

**08/702,258, filed August 23, 1996, now pending,**

insofar as the subject matter of each of the claims of this application is not disclosed in this prior application in the manner provided by the first paragraph of Section 112 of Title 35, of the United States Code, we acknowledge the duty to disclose to the United States Patent and Trademark Office all material known by us to be material to patentability as defined in Section 1.56 of Title 37 of the United States Code, which became available between the filing date of the prior application and the date of this application.

As named inventors, we hereby appoint the following attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:


Richard L. Klein  
Registration No. 33,330

Address all telephone calls to Mr. Klein at telephone number (707) 522-2250 and all correspondence to:

Richard L. Klein  
Arterial Vascular Engineering  
3576 Unocal Place  
Santa Rosa, CA 95403

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of First Inventor: Matthew J. Birdsall

Inventor's Signature: 

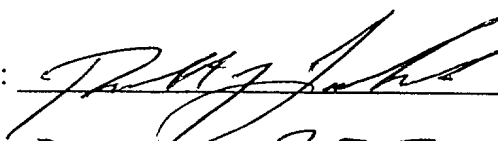
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Full Name of Second Inventor: Robert D. Lashinski

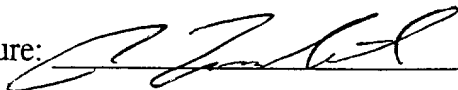
Inventor's Signature:   
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Full Name of Third Inventor: Randall T. Lashinski

Inventor's Signature: 

Date: 12-5-97

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